

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 10-22

Introduced by Council President Boniface at the request of the County Executive and Council Member Guthrie

Legislative Day No. 10-16 Date June 15, 2010

AN ACT to repeal and reenact, with amendments, Sections 4 and 6 of Bill No. 09-05, as amended, enacted by the County Council on March 10, 2009 and effective on May 11, 2009; to extend the sunset provisions regarding alternative access routes to the Harford Waste-to-Energy Facility; to extend the sunset provisions for the execution of the Waste Delivery Agreement; and generally relating to the facility to convert solid waste to energy.

By the Council, June 15, 2010

Introduced, read first time, ordered posted and public hearing scheduled

on: July 20, 2010

at: 7:00 PM

By Order: Barbara J. O'Connor, Council Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on July 20, 2010 and concluded on July 20, 2010.

Barbara J. O'Connor, Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 **WHEREAS**, the County Executive proposed, and the County Council approved, that
2 Harford County, Maryland enter into a Memorandum of Understanding By and Among Baltimore
3 County, Maryland, Harford County, Maryland and the Northeast Maryland Waste Disposal Authority
4 (hereinafter "Authority") for the Development of an Expanded Regional Resource Recovery Facility
5 (the "Facility") in an amount not to exceed \$200,000 per year or a total of \$375,435; and

6 **WHEREAS**, the County Executive was given the authority to execute such agreement on
7 behalf of Harford County, Maryland; and

8 **WHEREAS**, it was and still is, therefore, in the Counties' best interest, environmentally and
9 financially, to enter into an agreement to participate in the multi-year development of the Facility,
10 sharing in the costs thereof in a manner proportional to the capacity in the expanded Facility
11 allocated to each of the Counties as described in the MOU attached hereto; and

12 **WHEREAS**, a Service Agreement and a Waste Delivery Agreement which will detail the
13 obligations and duties of the parties in operating the Facility will be drafted and submitted for the
14 approval of the County Council.

15 **NOW, THEREFORE,**

16 Section 1. Be It Enacted By The County Council of Harford County, Maryland, that Sections 4
17 and 6 of Bill No. 09-05, as amended, enacted by the County Council on March 10, 2009 and
18 effective on May 11, 2009, be, and they are hereby, repealed and reenacted, all to read as follows:

19 Section 2. And Be It Further Enacted, that the parties to the Memorandum of Understanding and
20 officials at Aberdeen Proving Ground shall develop a plan and cost assessment for alternative access
21 routes to the facility. The plan and cost assessment shall be completed by [December 1, 2010]
22 JULY 1, 2011.

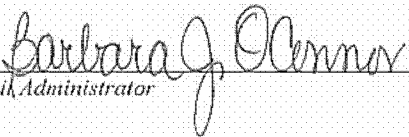
23 Section 3. And Be It Further Enacted, that if the Waste Delivery Agreement between the
24 Authority and Harford County is not executed by [December 1, 2010] JULY 1, 2011, this Act shall

1 be abrogated and of no further force and effect.

2 Section 4. And Be It Further Enacted that this Act shall take effect 60 calendar days from the
3 date it becomes law.

EFFECTIVE: September 27, 2010

*The Council Administrator does hereby certify that
fifteen (15) copies of this Bill are immediately available for
distribution to the public and the press.*



Council Administrator

HARFORD COUNTY BILL NO. 10-22

Brief Title Extension of MOU-Expanded Regional Resource Recovery Facility

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

Barbara J. O'Connor
Council Administrator

Date July 20, 2010

ENROLLED

Bill Boniface
Council President

Date July 20, 2010

BY THE COUNCIL

Read the third time.

Passed: LSD 10-17

Failed of Passage: _____

By Order

Barbara J. O'Connor
Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 21st day of July, 2010 at 3:00 p.m.

Barbara J. O'Connor
Council Administrator

BY THE EXECUTIVE

David R. Craig
COUNTY EXECUTIVE

APPROVED: Date July 29, 2010

BY THE COUNCIL



This Bill No. 10-22 having been approved by the Executive and returned to the Council, becomes law on July 29, 2010.

EFFECTIVE DATE: September 27, 2010

Barbara J. O'Connor
Barbara J. O'Connor
Council Administrator